

**POWDER RIVER COUNTY**

PO Box 200  
Broadus, Montana 59317

**Resolution 2022-4**

**RESOLUTION TO CREATE CATTLE GUARD POLICY**

WHEREAS, on December 20, 27, 30, 2021 and January 3 and 24, 2022, the Board of Powder River County Commissioners held public hearings to hear public comment on the change of the cattle guard policy, and;

WHEREAS, the Board of Commissioners will sign a resolution to change the cattle guard fees and application as shown in Exhibit A, Application for Installation of Cattle Guard on County Road in Powder River County and; Exhibit B, Powder River County Cattle Guard Policy, and;

NOW THEREFORE IT IS HEREBY RESOLVED by the Board of County Commissioners;

**EXHIBIT A**

**APPLICATION FOR INSTALLATION  
OF CATTLE GUARD ON COUNTY ROAD  
POWDER RIVER COUNTY, MT**

Request submitted by: \_\_\_\_\_

County road requested: \_\_\_\_\_

Location of cattle guard: \_\_\_\_\_

Reason for request: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I, the undersigned, hereby agree to pay any and all fees associated with the installation of this requested cattle guard. I understand that the installation of the cattle guard will happen on Powder River County's schedule, which is contingent upon availability of materials and the county road department.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip



Phone

Email

Approved by:

Date \_\_\_\_\_

\_\_\_\_\_  
Lee Randall, Chairman

Approved \_\_\_\_\_ Deny \_\_\_\_\_

\_\_\_\_\_  
Donna Giacometto, Member

\_\_\_\_\_  
Road Supervisor

\_\_\_\_\_  
John Olson, Member

## EXHIBIT B

### Powder River County Cattle Guard Policy

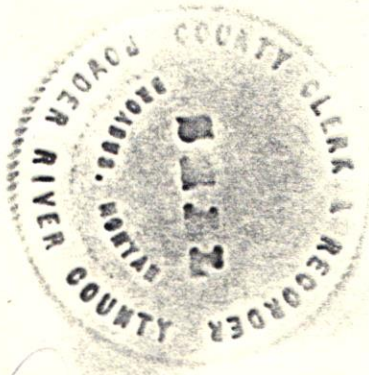
January 24, 2022

#### STATEMENT OF POLICY:

Powder River County is responsible for the public safety on Powder River County maintained roads. The following policies are hereby established by Powder River County:

1. All applicants interested in a cattle guard on PRC roads must complete the cattle guard request form, forms will be approved or denied by PRC Commissioners with recommendations from the County Road Supervisor.
2. All cattle guards installed on PRC Roads will be a minimum of 24 ft unless road surface will not allow.
3. The County will own and maintain cattle guards. Private Landowners may not maintain or service cattle guards on PRC Roads. Any person or entity that performs any work on cattle guards other than PRCRD is liable for any damage, injury, or accident caused from cleaning, maintenance or improper installation of cattle guards. Contact PRC Road Supervisor for any maintenance requests. Winter cattle guard maintenance requests will be taken on a case-by-case basis.
4. Old cattle guards that are privately owned will be grandfathered in and at the time of replacement private owners will receive their cattle guard back if proof of purchase can be made and a new PRC owned cattle guard will be used as a replacement. Any other cattle guards will be sold at public auction.
5. Upon approval of the request form, PRC will install the cattle guard within 30 days of the fence being installed weather permitting.
6. Landowners must hold fence back at the county right of way to allow for installation of cattle guard & must install a minimum 16" bypass gate on or adjacent to county write of way.
7. A \$3000.00 installation fee will be charged and must be paid prior to installation.
8. Availability of cattle guards are contingent upon budgetary constraints.

Dated at Broadus, Montana, this 7<sup>th</sup> day of February, 2021



Powder River County  
Board of County Commissioners

Lee Randall, Chairman

Donna Giacometto, Board Member

John Olson, Board Member

Attest:

  
Cynde Jo Gatlin, Clerk & Recorder